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Paper No. 6

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PETITIONS OFFICE

In re Application of  
Gregory J. Rajala, et al  
Application No. 08/382,108  
Filed: January 31, 1995  
Attorney Docket No. 11128

: DECISION ON PETITIONS UNDER  
: 37 CFR 1.48(a) AND 37 CFR  
: 1.183  
:

This is a decision on an April 4, 1995 petition treated under 37 CFR 1.48(a), requesting correction of the inventorship and on the paper of October 23, 1995 (a copy thereof was submitted on November 28, 1995) filed in support thereof including a petition under 37 CFR 1.183, requesting waiver of a requirement under 37 CFR 1.48(a), which timely responds to a September 29, 1995 Requirement for Information.

The §1.48(a) petition to correct inventorship is Granted.

The petition under 37 CFR 1.183 is Granted.

The Requirement for Information required a verified statement of facts from the original named inventors Rajala and Suke as to how the error in failing to name Gehling as an inventor occurred.

The paper of October 23, 1995 has submitted a written consent of assignee supported by a § 3.73(b) certification and a petition under 37 CFR 1.183, requesting waiver of the requirement under 37 CFR 1.48(a) for a verified statement of facts from the original named inventors.

The § 1.183 petition states that the inventorship error was clerical and that the original named inventors would have no knowledge as to how the error occurred.

The \$130 § 1.183 petition fee will be charged to Deposit Account No. 11-0875 as authorized in the January 31, 1995 application transmittal letter.

The relief requested under § 1.183 appears to be appropriate and the petition under § 1.183 is Granted.

In view of the grant of the petition under § 1.183 no outstanding issue remains and the petition under § 1.48(a) is Granted.

The application is being returned to the Initial Patent Examination Division of the Office of Initial Patent Examination for further processing, including issuance of a filing receipt, with the names of the inventors as shown on the executed declaration under 37 CFR 1.63 filed on April 4, 1995.



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